

Part 5

Unlawful and Unprofessional Conduct - Penalties

58-74-501 Unlawful conduct.

- (1) It is unlawful for any person not licensed in accordance with this chapter to assume the title or use the abbreviation C.S.R. or C.V.R. or any other similar words, letters, figures, or abbreviation to indicate that the person using that title or abbreviation is a certified court reporter.
- (2) Violation of this provision is a class A misdemeanor.

Amended by Chapter 77, 2004 General Session

58-74-502 Unprofessional conduct.

"Unprofessional conduct" includes:

- (1) conduct unbecoming a person licensed as a certified court reporter or which is detrimental to the interests of the public;
- (2) willful or negligent betrayal or disclosure of confidential information about which the licensee becomes knowledgeable as a result of or incidental to his practice as a licensee;
- (3) false or deceptive representation of a licensee's skills, competence, capability, or resources as a certified court reporter;
- (4) offering, undertaking, or agreeing to undertake an assignment as a certified court reporter for which the licensee is not qualified, for which the licensee cannot complete the assignment in a timely manner, or for which the licensee does not have the resources to complete the assignment as agreed in a professional manner;
- (5) the use of any chemical, drug, or alcohol in any unlawful manner or in any manner which negatively affects the ability of the licensee to competently practice as a certified court reporter;
- (6) willfully and intentionally making any false or fraudulent record in the performance of his duties as a certified court reporter;
- (7) any conduct contrary to the recognized standards and ethics of the profession of a certified court reporter;
- (8) gross incompetence in practice as a certified court reporter;
- (9) violation of any provision of this chapter, Section 78A-2-404, or rules promulgated to regulate the practice of court reporters;
- (10) conviction of a felony or any other crime which is considered by the board to represent activity detrimental to the public interest as that interest is reflected in the licensee continuing to practice as a certified court reporter; or
- (11) attesting to or "signing off" on the transcript of any recorded proceeding unless that proceeding was recorded by that person while physically present at the proceeding or was personally transcribed by that person from an electronically recorded process.

Amended by Chapter 3, 2008 General Session